

BRACEWELL PATTERSON AUSTIN

RECEIVED
CENTRAL FAX CENTER
NO. 3475

FEB 2 7 40 PM '65

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

OFFICIAL

ATTORNEY DOCKET NO. AUS000192US1

In re Application of:

DUTTA, ET AL.

Serial No.: 09/583,346

Filed: May 31, 2000

**For: SYSTEM AND METHOD FOR
DISPLAYING DATA ON A PORTABLE DEVICE**

Examiner: JAVID AMINI

Art Unit: 2672

REPLY BRIEF

Commissioner for Patents
Mail Stop Appeal Briefs – Patents
P.O. Box 1450
Alexandria, VA 22313-1450

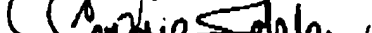
Sir:

This Reply Brief is submitted in response to the Examiner's Answer dated December 29, 2003, in the Appeal of the above-identified application.

CERTIFICATE OF FACSIMILE TRANSMISSION
37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Attention: Examiner Javid Anni at 703-872-9315, on the date below.

2/27/04
Date


Signature of Annie Zohlen

REMARKS

In traversing Applicant's argument with respect to the Examiner's rejection under 35 U.S.C. § 112, *first paragraph*, the Examiner has apparently engaged quote "cropping". Specifically, in response to the Examiner's position that the Applicant had not set forth how analysis of the data page occurs, the Applicant referred the Examiner to the present specification "at page 7, lines 15 et seq. . . ." The Examiner has chosen to truncate this reference and quotes the portion which lies on page 7 between lines 8-20. The Examiner then further notes that the specification contains "not even a brief engineering procedure or method that shows mathematically or programmably any of the data page analysis on the mentioned page."

Applicant believes the Examiner's position is not well founded in view of the fact that page 7, at line 23 et seq., expressly recites "the device then displays the page in the default orientation (step 315), which will be referred to as Display Model. The user can then set the default orientation to either the wide or narrow orientation. Alternatively, the device can automatically determine the best-fit orientation for the display. By examining the line-width of the text being received, the device will determine whether the wide or narrow orientation will be used as the default orientation for that set of text." (*emphasis added*)

Consequently, Applicant respectfully traverses the Examiner's position and notes once again that it is well settled that a patent must contain a description which enables one skilled in the art to make and use the claimed invention but need not explain every detail since the inventor is speaking to those skilled in the art. An analysis of the line-width of text or visual display is considered to be well within the ambit of those having ordinary skill in this art and the Examiner's rejection of claims 28-30, under 35 U.S.C. § 112, *first paragraph*, is once again respectfully traversed.

No fee is believed to be necessary; however, in the event that any fee is required, please charge it to **BRACEWELL & PATTERSON DEPOSIT ACCOUNT NO. 50-0259.**

Respectfully submitted,



Andrew J. Dillon

Reg. No. 29,634

BRACEWELL & PATTERSON, L.L.P.

P.O. Box 969

Austin, Texas 78767-0969

512.542.2121

ATTORNEY FOR APPELLANTS

FEB 27 2004 2:11PM

BRACEWELL PATTERSON AUSTIN

NO. 3475 P. 1

BRACEWELL & PATTERSON

RECEIVED
CENTRAL FAX CENTER

FEB 27 2004

OFFICIAL

FACSIMILE TRANSMITTAL SHEET

TO:	Ex. David Amini	FROM:	Andrew J. Dillon / return fax to Annie
FAX NUMBER:	703-872-9315	DATE:	2/27/04
COMPANY:	USPTO	TOTAL NO. OF PAGES INCLUDING COVER:	4
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	

Reply Brief	SN: 09/583,346	YOUR REFERENCE NUMBER:
-------------	----------------	------------------------

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

PHONE: 512.542.2121 • FAX: 512.472.9123

AUSTIN\119277.1